

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

SCOTT CHINITZ, Derivatively on behalf of	§	
Flotek Industries, Inc.,	§	
	§	
Plaintiff,	§	
	§	
v.	§	
	§	
JOHN W. CHISHOLM <i>ET AL.</i> , ,	§	Civil Action No. 4:16-cv-0158
	§	
Defendants, and	§	
	§	
Flotek Industries, Inc.,	§	
	§	
Nominal Defendant.	§	

**PLAINTIFF’S NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

NOTICE IS HEREBY GIVEN that, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A), Plaintiff Scott Chinitz (“Plaintiff”) hereby voluntarily dismisses his action, *Chinitz v. Chisholm, et al.*, No. 16-cv-0158 (the “Action”), brought before the United States District Court for the Southern District of Texas, without prejudice, as to all defendants and with each side to bear its own costs in connection with the Action. As grounds thereof, Plaintiff states that no defendant has filed an answer or a motion to dismiss Plaintiff’s action. Moreover, neither Plaintiff nor Plaintiff’s counsel has received any remuneration in connection with the proposed dismissal of this action.

Dated: June 18, 2019

Respectfully submitted,

/s/ John H. McFarland  
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